

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS
FEBRUARY 21, 1979

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m., Wednesday, February 21, 1979 in the City Hall Council Chambers.

ROLL CALL

Present: Councilmen - Hughes, Katnich,
McCarty and
Katzakian (Mayor Pro
Tempore)

Absent: Councilmen - Pinkerton (Mayor)

Also City Manager Graves, Public Works

Present: Director Ronsko, Assistant City Attorney C. M. Sullivan and City Clerk Reimche.

COUNCILMAN
KATNICH
WELCOMED
BACK

Mayor Pro Tempore Katzakian welcomed Councilman Katnich and expressed the warm feelings and good wishes of the Council and Staff in seeing him once again at his Council seat following his recent surgery.

INVOCATION

The invocation was given by Reverend Ermal Williamson, Pastor, Lodi People's Community Church.

PLEDGE

Mayor Pro Tempore Katzakian led the Pledge of Allegiance to the flag.

MINUTES

Councilman Katnich asked to abstain from voting on the approval of the Minutes of February 7, 1979 as he was not present at that meeting and could not express his approval as to the accuracy of the Minutes.

On motion of Councilman Hughes, McCarty second, Council approved the Minutes of February 7, 1979 as written and mailed by the following vote:

Ayes: Councilmen - Hughes, McCarty and
Katzakian

Noes: Councilmen - None

Absent: Councilmen - Pinkerton

Abstain: Councilmen - Katnich

PROCLAMATION Mayor Pro Tempore Katzakian proclaimed February 19, 1979 "A Day of Remembrance" in recognition of those travails experienced during World War II by Americans of Japanese ancestry. The Proclamation was accepted by Mr. Fred Nagata.

PUBLIC
HEARINGS

Notice thereof having been published in accordance with law and affidavit of publication being on file in the office of the City Clerk, Mayor Pro Tempore Katzakian called for the Public Hearing to consider the vacation of an Easement located in Rivergate-Mokelumne Unit No. 1 located in the area of Turner Road and Church Street.

ORDER TO
VACATE
EASEMENT
LOCATED IN
RIVERGATE-
MOKELUMNE
UNIT NO. 1

The matter was introduced by Public Works Director Ronsko who presented a diagram of the subject area for Council's perusal. Mr. Ronsko further explained that the lagoon area of the Rivergate-Mokelumne Subdivision was dedicated as a drainage easement to the City of Lodi to cover the discharge of storm waters to the north lagoon. Since construction of the lagoons, it has been determined that the south lagoon is not quite as large as originally planned, and it is the developer's intent to build on this land, making it necessary to abandon the portion of the easement shown on the Exhibit presented for the Council. The abandonment would not, in any way, affect our discharge to the north lagoon. The City has not used the area in the past, nor is there any apparent use for it in the future.

There were no persons in the audience wishing to speak on the matter and the public portion of the hearing was closed.

Following Council discussion, with questions being directed to Staff, Council, on motion of Councilman Katnich adopted an Order to Vacate an easement located in Rivergate-Mokelumne, Unit No. 1 located in the area of Turner Road and Church Street. The motion was seconded by Councilman Hughes and carried by unanimous vote.

PLANNING
COMMISSION

City Manager Graves gave the following report of the Planning Commission meeting of February 12, 1979:

The Planning Commission -

1. Recommended that the City Council abandon an easement on the south side of Parcel "C" of Unit #1 of Rivergate-Mokelumne Subdivision.

PLANNING
COMMISSION
(Cont'd)

ITEMS OF
INTEREST

The Planning Commission also -

1. Approved the request of Genie Development Co., Inc. on behalf of Stockton Savings and Loan for a Use Permit to convert an existing residence at 1150 West Kettleman Lane to a savings and loan office with three drive-up windows in an area zoned P-D(15), Planned Development District No. 15.
2. Approved the request of Mr. Oscar Katzakian for a Zoning Variance to reduce the depth of an off-street loading zone adjacent to an alley from 10 feet to 5 feet at 27 South Sacramento Street, in an area zoned C-M, Commercial-Light Industrial District.
3. Recommended that the San Joaquin County Board of Zoning Adjustment approve the request of Siegfried and Associates on behalf of Crown Fruit Company for (1) a Use Permit to expand a cold storage and fruit packing facility, and (2) a Variance to reduce the required side yard from 15 feet to 0 feet to permit construction of a loading dock at the northeast corner of East Kettleman Lane and the Central California Traction Company right-of-way in an area zoned I-PA, Interim Protected Agriculture.
4. Recommended that the San Joaquin County Board of Zoning Adjustment approve the request of Les Calkins Trucking Company for a Use Permit to add covered boat and recreational vehicle storage to an existing truck terminal at the northwest corner of State Route 99 and Woodbridge Road in an area zoned M-1/L, Light Industrial - Limited.

COMMUNICATIONS

CLAIMS

After presentation of the hereinafter-listed Claims by City Clerk Reimche, Council took the following actions:

- a) On motion of Councilman Katnich, Hughes second, Council rejected the claim presented by Joseph Leonardini which was filed March 31, 1978 and referred the matter to R. L. Kautz and Company, the City's Contract Administrator.
- b) On motion of Councilman Katnich, Hughes second, Council rejected the claim presented by Steven Porter which was filed July 3, 1978 and referred the matter to R. L. Kautz and Company, the City's Contract Administrator.

Minutes of February 21, 1979, continued

COMMUNICATIONS
(Cont'd)PUC HEARINGS RE
PROPOSED CLOSING
OF SEVERAL LODI
GRADE CROSSINGS
RESET FOR SAN
FRANCISCO

Following receipt of a letter from the Public Utilities Commission stating that because of budget deficits for this fiscal year, the hearing regarding the proposed closing of several grade crossings in Lodi will be held in San Francisco on May 1, 1979. Council directed the Assistant City Attorney to research the matter for any recourse the City may have in appealing this decision.

REPORTS OF THE
CITY MANAGERCONSENT
CALENDAR

In accordance with the report and recommendation of the City Manager, the following actions, hereby set forth between asterisks, on motion of Councilman Katnich, Hughes second, were approved by the Council.

CLAIMS

CLAIMS WERE APPROVED IN THE AMOUNT OF \$917,017.92.

ON STREET
PARKING
RESTRICTIONS
VICINITY NEW
LIBRARY

Council was apprised that the new library will be open to the public on approximately April 1, 1979 and Staff has proposed zones to provide an area for the loading and unloading of passengers and to prevent all-day parkers from using the remainder of the block.

RES. NO. 79-20

RESOLUTION NO. 79-20

RESOLUTION ESTABLISHING A 56-FOOT PASSENGER LOADING AND UNLOADING ZONE ON THE NORTH SIDE OF LOCUST STREET FROM 154 FEET WEST OF THE CENTERLINE OF CHURCH STREET TO 210 FEET WEST OF THE CENTERLINE OF CHURCH STREET; AND ALSO ESTABLISHING A 2-HOUR PARKING LIMITATION ON THE REMAINDER OF THE BLOCK ON THE NORTH SIDE OF LOCUST STREET BETWEEN PLEASANT AVENUE AND CHURCH STREET.

BECKMAN ESTATES
UNIT NO. 1 - FINAL
MAP & SUBDIVISION
DOCUMENTS
APPROVED

Mayor Pro Tempore Katzakian asked to abstain from discussion and voting on the following matter because his Company is the developer of Beckman Estates, Unit No. 1.

The final map, the improvement plans, and the improvement security for Beckman Estates, Unit No. 1 were presented for Council's approval. Council was apprised that Aladdin

BECKMAN ESTATES
(Cont'd)

Real Estate, Inc., the developer of Beckman Estates, Unit No. 1 has furnished the City with the necessary documents, bonds, insurance certificate, and development fees for their proposed subdivision. This subdivision is located immediately south of the Mervyn's development and consists of 39 condominium lots and a common area zoned PD-15.

Following Council discussion with questions being directed to Staff, Council, on motion of Councilman Katnich, Hughes second, established the following findings and approved the final map, the improvement plans, and the improvement security for Beckman Estates, Unit No. 1 and directed the City Manager and City Clerk to sign the Subdivision Agreement and the Electrical Utility Agreement on behalf of the City:

1. that the proposed Tentative Map is consistent with the Adopted Land Use-Circulation, Open Space-Conservation, Interim Housing and Noise Elements;
2. that the approval of the Tentative Map will not adversely affect an area of concern which the proposed Safety and Seismic Safety Elements, as specified in the State General Plan Guidelines, are intended to mitigate;
3. that the design and improvement of Industrial Way Business Park is consistent with the Adopted Elements of the General Plan and does not adversely affect an area of concern which the proposed elements are intended to mitigate;
4. that the site is physically suited for the proposed density of development;
5. that the site is physically suited for the proposed type development;
6. that the design of the subdivision or the proposed improvements are not likely to cause substantial environmental damage or substantially or avoidably injure fish or wildlife or their habitat;
7. that the design of the subdivision or the type of improvements is not likely to cause serious public health problems; and
8. that the design of the subdivision or the type of improvements will not conflict with easements acquired by the public at large for access through or use of property within the subdivision.

The motion carried by the following vote:

BECKMAN ESTATES
(Cont'd)

Ayes: Councilmen - Hughes, Katnich and
McCarty

Noes: Councilmen - None

Absent: Councilmen - Pinkerton

Abstain: Councilmen - Katzakian

CONSIDERATION
OF CITY PLANNING
COMMISSION'S
RECOMMENDATION
RE AREA ALONG N.
CLUFF AVE., N. OF
E. LOCKEFORD ST.
CONTINUED TO
3/7/79.

Following introduction of the matter by City Manager Graves, Council, on motion of Councilman Katnich, Hughes second, continued to March 7, 1979 consideration of the City Planning Commission's recommendations concerning the area along North Cluff Avenue, North of East Lockeford Street.

Mr. R. E. Judson, 2306 Corbin Lane, Lodi stated that he represents some of the proponents in this matter. Mr. Judson asked that should additional meetings be held with property owners to discuss this matter, that they be included in these meetings.

APPROVAL OF
REFUSE
COLLECTION
PROPOSAL

Revised specifications for proposals to provide residential and commercial collection and disposal of garbage in the City of Lodi were presented for Council's perusal. The proposed revisions were outlined by the City Manager who responded to questions concerning the matter as were posed by the Council.

Mr. Gene Walton, 318 W. Pine Street, Lodi, Attorney at Law, representing Sanitary City Disposal Company, addressed the Council posing questions regarding the proposed revised specifications. Mr. Walton stressed that he feels that Sanitary City Disposal Company's failure to submit a bid does not mean a lack of interest; that under the terms of the present agreement, they have the right to meet other proposals.

Following discussion, on motion of Councilman Hughes Katnich second, Council approved the format for proposals for residential and commercial garbage collection and disposal and authorized the City Clerk to publish same.

TRAFFIC CONTROLS
ESTABLISHED IN
N/W AREA OF CITY

RES. NO. 79-21

In following the recommendations of George S. Nolte and Associates in the report entitled "Identification and Surveillance Study of Accident Locations for the City of Lodi", it is staff's recommendation to provide traffic controls at all 4-way intersections in the area bounded by Turner Road and Lockeford Street from Mills Avenue to the S.P.R.R. Diagrams of the subject area were presented for Council's scrutiny.

TRAFFIC CONTROLS
(Cont'd)

Following discussion, on motion of Councilman Katnich, Hughes second, Council adopted Resolution No. 79-21 establishing "Yield" signs on the following streets:

1. Laurel Avenue at Lake Home Drive
2. Westwood Avenue at Lake Street
3. Cross Street at Lake Street
4. Locust Street at Loma Drive
5. Mariposa Way at Cross Street
6. Locust Street at Cross Street
7. Palm Avenue at Roper Avenue
8. Palm Avenue at Grant Avenue
9. Palm Avenue at Lincoln Avenue
10. Eureka Avenue at Roper Avenue
11. Eureka Avenue at Grant Avenue
12. Eureka Avenue at Lincoln Avenue
13. Roper Avenue at Louie Avenue
14. Grant Avenue at Louie Avenue
15. Lincoln Avenue at Louie Avenue
16. Forrest Avenue at Lincoln Avenue
17. Olive Court at Lincoln Avenue
18. Lincoln Avenue at Daisy Avenue
19. Eureka Avenue at Pleasant Avenue
20. Louie Avenue at Pleasant Avenue
21. Forrest Avenue at Pleasant Avenue
22. Olive Court at Pleasant Avenue
23. Forrest Avenue at School Street
24. De Force Avenue at School Street

SUPPORT FOR
CONTINUATION
OF THE ABANDONED
VEHICLE ABATE-
MENT PROGRAM

RES. NO. 79-22

Following introduction of the matter by City Manager Graves, and a lengthy Council discussion, Council, on motion of Councilman Hughes, Katnich second, adopted Resolution No. 79-22 urging the continuation of the Abandoned Vehicle Abatement (AVA) Program and expressed its concern that those funds specifically collected for this program not be diverted into other channels. The motion carried by the following vote:

Ayes: Councilmen - Hughes, Katnich and
Katzakian

Noes: Councilmen - McCarty

Absent: Councilmen - Pinkerton

EXTENSION OF
CONTRACT FOR
LODI LAKE
CONCESSIONS
APPROVED

Council was apprised that it is Staff's recommendation that the contract for Lodi Lake Park Concessions not be put out to bid but that it be renewed with Dorothy Seibel for a three-year period. Council was informed that Mrs. Seibel's operation has been most satisfactory and it is for this reason that Staff is recommending that the contract be renewed.

On motion of Councilman Katnich, Hughes second Council approved renewing the contract with Dorothy Seibel for Lodi Lake Park Concessions for a three-year period.

ORDINANCES

AREA
ENCOMPASSED
BY MILLSWOOD
SUBDIVISION
ZONED R-2

ORD. NO. 1165
ADOPTED

Ordinance No. 1165 entitled "An Ordinance Amending the Official District Map of the City of Lodi and thereby zoning the area encompassed by the Millswood Subdivision which is south of Yosemite Drive between Mills Avenue and Rainier Drive R-2, Single-Family Residential" having been introduced at a regular meeting held February 7, 1979 was brought up for passage on motion of Councilman Katnich, Hughes second. Second reading was omitted after reading by title, and the Ordinance was then adopted and ordered to print by the following vote:

Ayes: Councilmen - Hughes, Katnich,
McCarty and
Katzakian

Noes: Councilmen - None

Absent: Councilmen - Pinkerton

AMENDMENTS
TO SECTIONS 11-1
ET SEQ. OF CITY
CODE RE
GARBAGE

ORD. NO. 1166
ADOPTED

Ordinance No. 1166 entitled "An Ordinance amending Section 11-1, 11-7 and 11-12 of the Lodi City Code pertaining to insurance requirements required of the City Garbage Contractor and repealing recommendations and regulations for the use of the City Sanitary Fill", having been introduced at a regular meeting held February 7, 1979 was brought up for passage on motion of Councilman Katnich, Hughes second. Second reading was omitted after reading by title and the Ordinance was then adopted and ordered to print by the following vote:

Ayes: Councilmen - Hughes, Katnich,
McCarty and
Katzakian

Noes: Councilmen - None

Absent: Councilmen - Pinkerton

AMENDMENT
TO "SUBDIVISION"
ORDINANCE

ORD. NO. 1167
ADOPTED

Ordinance No. 1167 entitled "An Ordinance of the City of Lodi amending Ordinance No. 1141 entitled 'Subdivision' by amending Section 30, dealing with Parcel Map requirements" having been introduced at a regular meeting held February 7, 1979 was brought up for passage on motion of Councilman Hughes, Katnich second. Second reading was omitted after reading by title, and the Ordinance was then adopted and ordered to print by the following vote:

Ayes: Councilmen - Hughes, Katnich,
McCarty and
Katzakian

Noes: Councilmen - None

Absent: Councilmen - Pinkerton

ADJOURNMENT

There being no further business to come before the Council, Mayor Pro Tempore Katzakian adjourned the meeting at approximately 9:10 p.m.

Attest:

Alice M. Reimche
ALICE M. REIMCHE
CITY CLERK